

1
2
3
4
5
6
7
8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
10

11 SUSAN K. TOOR,

No. C-09-2850 MMC

12 Plaintiff,

**ORDER CONTINUING HEARING ON
DEFENDANT ONEWEST BANK'S
MOTION TO DISMISS; CONTINUING
CASE MANAGEMENT CONFERENCE**

13 v.

14 FARHAD KHAN, et al.,

15 Defendants
16 _____/

17 On November 13, 2009, defendant OneWest Bank, F.S.B. ("OneWest") filed a
18 motion to dismiss plaintiff Susan K. Toor's Second Amended Complaint ("SAC"); by order
19 filed December 23, 2009, the Court set a February 19, 2009 hearing on OneWest's motion.
20 In the interim, on February 12, 2009, defendant MortgageIT, Inc., filed a motion to dismiss
21 the SAC and, additionally, a motion to strike certain portions of the SAC; MortgageIT
22 noticed both motions for hearing on April 2, 2010.

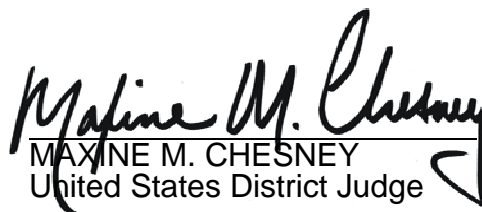
23 OneWest's motion presents several issues in common with the motions filed by
24 MortgageIT. Accordingly, in the interests of judicial economy, the Court hereby
25 CONTINUES the hearing on OneWest's motion to dismiss from February 19, 2010 to April
26 2, 2010.

27 //
28

1 Further, in light of the pendency of the above-referenced motions to dismiss and
2 motion to strike, the Case Management Conference is hereby CONTINUED from March 26,
3 2010 to May 7, 2010. A Joint Case Management Statement shall be filed no later than
4 April 30, 2010.

5 **IT IS SO ORDERED.**

6
7 Dated: February 16, 2010


MAXINE M. CHESNEY
United States District Judge